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February 4, 2008

**BY HAND**

Honorable Lewis A. Kaplan  
United States District Judge  
Southern District of New York  
500 Pearl Street, Room 1310  
New York, New York 10007

Re: Rudy Germain v. City of New York, et al.  
07 Civ. 5452 (LAK)

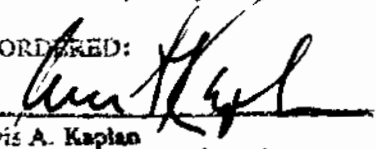
Your Honor:

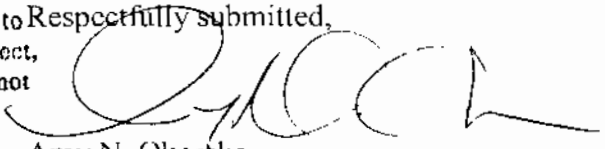
I am the attorney in the Special Federal Litigation Division of the New York City Law Department assigned to the defense of the above matter. In that capacity, I write to inform the Court that the parties have reached an agreement in principle to settle this matter. Accordingly, I will forward the requisite documents to plaintiff's counsel for execution. As soon as the papers are fully executed, I will duly submit the Stipulation and Order of Settlement and Dismissal for the Court's endorsement and filing with the Clerk.

I thank the Court for its time and consideration in this matter.

Case dismissed with prejudice and without costs subject to Respectfully submitted,  
Right to reinstate by serving and filing a notice to that effect,  
on or before 3/7/08 if the settlement is not  
consummated by then.

SO ORDERED:

  
Lewis A. Kaplan  
U.S.D.J.

  
Amy N. Okereke  
Assistant Corporation Counsel  
Special Federal Litigation Division

cc: Steven A. Hoffner, Esq., attorney for plaintiff (by fax)